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PATENT APPLICATION
Attorney Docket No. 21402-138 (CURA-438)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Hermann, et al
SERIAL NUMBER : 09/970,944
FILING DATE : October 4, 2001
FOR : NOVEL PROTEINS AND NUCLEIC ACIDS ENCODING SAME AND
ANITBODIES DIRECTED AGAINST THESE PROTEINS

EXAMINER : Not Yet Assigned
ART UNIT : Not Yet Assigned

#9
HMT (152)
10/17/02

ATTN: LICENSING AND REVIEW

Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL

Transmitted herewith for filing in response to Form PTOL-456, mailed February 4, 2002, re
present patent application:

Declaration, executed by John L. Hermann, Luca Rastelli and Richard A. Shimkets (2
pp.)

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No charges are believed due with this filing. However, please charge any fees that may be due,
or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 21402-138
(CURA-438).

If there are any questions regarding these amendments and remarks, the Examiner is encouraged
to contact the undersigned at the telephone number provided below.

Respectfully submitted,

Dated: May 2, 2002

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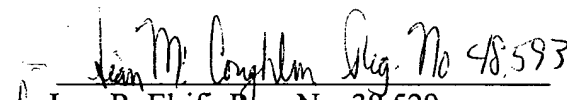
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ART UNIT : Not Yet Assigned

Assistant Commissioner for Patents
Washington, D.C. 20231

Attn: Licensing and Review

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LICENSING & REVIEW

DECLARATION

OK
We, John L. Hermann, Luca Rastelli, and Richard A. Shimkets, the inventors, declare that:

1. Applicants John L. Hermann, Luca Rastelli, and Richard A. Shimkets made and conceived the invention described and claimed in patent application, Novel Proteins and Nucleic Acids Encoding Same and Antibodies Directed against these Proteins, Serial Number 09/970,944, filed in the United States of America on October 4, 2001 while employed by Curagen Corporation. The invention is related to the work we are employed to perform and was made within the scope of our employment duties. The invention was made during working hours and with the use of the facilities, equipment, materials, funds, information and services of Curagen Corporation.

2. To the best of our knowledge and belief, the invention was not made, conceived in the course of, or in connection with, or under the terms of any contract, subcontract or arrangement entered into with, or for the benefit of, the United States Atomic Energy Commission or its successors: Energy Research and Development Administration or the Department of Energy.

3. To the best of our knowledge and belief, the invention was not made, conceived of, or first actually reduced to practice, under any contract of the National Aeronautics and Space Administration, nor is there any relationship of the invention to the performance of any work under any contract of the National Aeronautics and Space Administration.

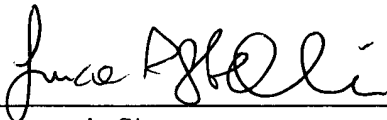
4. All statements made of our own knowledge are true, and all statements made on information and belief are believed to be true. The statements made herein are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



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3/26/01

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Date



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3/26/02

Date